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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92053284
Party	Plaintiff CGM 835 Ave LLC
Correspondence Address	PETER E. NUSSBAUM WOLF & SAMSON PC ONE BOLAND DRIVE WEST ORANGE, NJ 07052 UNITED STATES pnussbaum@wolffsamson.com
Submission	Motion for Default Judgment
Filer's Name	Peter Nussbaum
Filer's e-mail	pnussbaum@wolffsamson.com
Signature	/Peter Nussbaum/
Date	01/05/2011
Attachments	MOTION FOR DEFAULT JUDGMENT.PDF ( 2 pages )(37118 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE  
THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Registration No. 3,343,163 issued on November 27, 2007

\_\_\_\_\_  
CGM 835 Ave LLC,

Petitioner,

v.

Le Pays Basque, Inc.,

\_\_\_\_\_  
Registrant.

Cancellation No. 92053284

**MOTION FOR DEFAULT JUDGMENT**

Petitioner, CGM 835 Ave LLC filed a Petition for Cancellation instituting the above Cancellation Proceeding on November 15, 2010. The Trademark Trial and Appeal Board (the "Board") required the Registrant, Le Pays Basque, Inc. to file an Answer by December 26, 2010. Registrant has not filed an Answer or otherwise responded to the Petition for Cancellation. Petitioner respectfully requests that the Board enter default judgment against the Registrant sustaining the Cancellation Proceeding.

Respectfully submitted,



Peter E. Nussbaum  
Attorney for Petitioner  
Wolff & Samson PC  
One Boland Drive  
West Orange, NJ 07052  
Tel: (973) 530-2025  
Fax: (973) 530-2225  
E-mail: [pnussbaum@wolffsamson.com](mailto:pnussbaum@wolffsamson.com)

Dated: January 5, 2011

**CERTIFICATE OF SERVICE**

It is hereby certified that a true and correct copy of the foregoing Motion For Default Judgment was served via first class mail on Le Pays Basque, Inc., at 17 West 54 Street, Apt. 11D, New York, New York 10019, on this 5<sup>th</sup> day of January, 2011.

A handwritten signature in black ink, appearing to read 'Peter E. Nussbaum', written over a horizontal line.

PETER E. NUSSBAUM  
Wolff & Samson PC  
Attorney for Petitioner,  
CGM 835 Ave LLC